

Message Text

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ORIGIN EB-08

INFO OCT-01 EUR-12 ISO-00 CAB-02 CIAE-00 COME-00
DODE-00 DOTE-00 INR-07 NSAE-00 FAA-00 SS-15 NSC-05
L-03 /053 R

DRAFTED BY EB/AN:WARILEY:VLV
APPROVED BY EB/OA:RABROWN
CAB - RMILLER
EUR/EE - SFROMOWITZ (SUBS)
-----230528Z 049045 /21
R 222120Z MAR 77
FM SECSTATE WASHDC
TO AMEMBASSY BUCHAREST

C O N F I D E N T I A L STATE 063477

E.O. 11652: GDS

TAGS: EAIR, RO

SUBJECT: CIVAIR - EXTENSION OF AIR TRANSPORT AGREEMENT

1. FOLLOWING IS TEXT OF DRAFT NOTE PROPOSING TWO-YEAR
EXTENSION OF AIR TRANSPORT AGREEMENT. FINAL AUTHORIZATION
HAS BEEN OBTAINED; DEPT WILL PRESENT NOTE TO ROMANIAN
EMBASSY MARCH 23. WE HAVE EXPLAINED TO ROMANIAN EMBASSY
THAT MARCH 31 "DEADLINE" IS NOT CONSTRAINT ON TIME FOR MAY
TAKE TO CONSIDER US OFFER. WE EXPLAINED THAT US ADMINIS-
TRATIVE PROCEDURES ACT WILL PERMIT BUSINESS AS USUAL
OPERATION BY TAROM FOR SEVERAL MONTHS AS CAB CONSIDERS
TAROM'S FOREIGN AIR CARRIER PERMIT RENEWAL APPLICATION.

2. QUOTE. I HAVE THE HONOR TO REFER TO THE AIR TRANSPORT
AGREEMENT BETWEEN THE GOVERNMENT OF THE UNITED STATES OF
AMERICA AND THE GOVERNMENT OF THE SOCIALIST REPUBLIC OF
ROMANIA SIGNED AT WASHINGTON ON DECEMBER 4, 1973.

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ALTHOUGH MUTUALLY ACCEPTABLE CONDITIONS FOR THE IMPLEMENTA-
TION OF ARTICLE XIV HAVE NOT YET BEEN FULLY ACHIEVED, MY
GOVERNMENT IS PREPARED TO AGREE TO AN EXTENSION OF THE AIR
TRANSPORT AGREEMENT THROUGH DECEMBER 31, 1978 WITH THE
FOLLOWING UNDERSTANDINGS:

(1) THAT THE ROMANIAN DESIGNATED AIRLINE WILL UNDERTAKE A TWO-YEAR QUOTA FOR SALES ON THE US DESIGNATED AIRLINE AMOUNTING IN CALENDAR YEAR 1977 AND 1978 TO 40 PERCENT AND 50 PERCENT RESPECTIVELY OF THE TRANSATLANTIC PASSENGER MARKET FOR WHICH PAYMENT IS MADE IN ROMANIAN CURRENCY AS DEFINED IN THE MEMORANDUM OF UNDERSTANDING BETWEEN THE DESIGNATED AIRLINES OF THE CONTRACTING PARTIES SIGNED IN BUCHAREST ON JANUARY 26, 1977;

(2) IN THE EVENT SALES FOR 1977 ARE LESS THAN THE AMOUNT AGREED BY THE DESIGNATED AIRLINES, THE UNITED STATES GOVERNMENT MAY REQUEST THAT PROMPT CONSULTATIONS BE HELD BETWEEN THE TWO GOVERNMENTS OR THE DESIGNATED AIRLINES TO MAKE APPROPRIATE ADJUSTMENTS TO THE PRESENT UNDERSTANDINGS. IF AGREEMENT ON SUCH ADJUSTMENTS CANNOT BE REACHED, THE UNITED STATES GOVERNMENT MAY GIVE NOTICE OF INTENTION TO TERMINATE THE AIR TRANSPORT AGREEMENT AND, UNLESS SUCH NOTICE IS WITHDRAWN, THE AIR TRANSPORT AGREEMENT SHALL TERMINATE 60 DAYS AFTER THE DATE OF RECEIPT OF THE NOTICE OF INTENTION TO TERMINATE; AND

(3) APPLYING THE PRINCIPLE OF RECIPROCITY, THE PRESENT VOLUNTARY ARRANGEMENT BY WHICH THE US DESIGNATED AIRLINE ACTS AS THE AIRPORT GROUND HANDLING AGENT IN THE UNITED STATES FOR THE ROMANIAN DESIGNATED AIRLINE SHALL BE REPLACED BY A MANDATORY ARRANGEMENT SIMILAR TO THAT IN EFFECT FOR THE US DESIGNATED AIRLINE IN ROMANIA.

IF THE ABOVE UNDERSTANDINGS ARE ACCEPTABLE TO YOUR GOVERN-
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MENT, I HAVE THE HONOR TO PROPOSE THAT THIS NOTE AND YOUR
REPLY TO THAT EFFECT CONSTITUTE AN AGREEMENT BETWEEN OUR
GOVERNMENTS EXTENDING THE AIR TRANSPORT AGREEMENT THROUGH
DECEMBER 31, 1978.

ACCEPT, EXCELLENCY, THE RENEWED ASSURANCES OF MY HIGHEST
CONSIDERATION. END QUOTE.

VANCE

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Message Attributes

Automatic Decaptioning: X
Capture Date: 01-Jan-1994 12:00:00 am
Channel Indicators: n/a
Current Classification: UNCLASSIFIED
Concepts: CIVIL AVIATION, AGREEMENTS, TRANSPORTATION, TEXT, DIPLOMATIC NOTES
Control Number: n/a
Copy: SINGLE
Sent Date: 22-Mar-1977 12:00:00 am
Decaption Date: 01-Jan-1960 12:00:00 am
Decaption Note:
Disposition Action: RELEASED
Disposition Approved on Date:
Disposition Case Number: n/a
Disposition Comment: 25 YEAR REVIEW
Disposition Date: 22 May 2009
Disposition Event:
Disposition History: n/a
Disposition Reason:
Disposition Remarks:
Document Number: 1977STATE063477
Document Source: CORE
Document Unique ID: 00
Drafter: WARILEY:VLV
Enclosure: n/a
Executive Order: GS
Errors: N/A
Expiration:
Film Number: D770098-1034
Format: TEL
From: STATE
Handling Restrictions: n/a
Image Path:
ISecure: 1
Legacy Key: link1977/newtext/t19770334/aaaabdef.tel
Line Count: 107
Litigation Code IDs:
Litigation Codes:
Litigation History:
Locator: TEXT ON-LINE, ON MICROFILM
Message ID: b4db34b4-c288-dd11-92da-001cc4696bcc
Office: ORIGIN EB
Original Classification: CONFIDENTIAL
Original Handling Restrictions: n/a
Original Previous Classification: n/a
Original Previous Handling Restrictions: n/a
Page Count: 2
Previous Channel Indicators: n/a
Previous Classification: CONFIDENTIAL
Previous Handling Restrictions: n/a
Reference: n/a
Retention: 0
Review Action: RELEASED, APPROVED
Review Content Flags:
Review Date: 09-Mar-2005 12:00:00 am
Review Event:
Review Exemptions: n/a
Review Media Identifier:
Review Release Date: n/a
Review Release Event: n/a
Review Transfer Date:
Review Withdrawn Fields: n/a
SAS ID: 3032276
Secure: OPEN
Status: NATIVE
Subject: CIVAIR - EXTENSION OF AIR TRANSPORT AGREEMENT
TAGS: EAIR, RO, US
To: BUCHAREST
Type: TE
vdkgvwkey: odbc://SAS/SAS.dbo.SAS_Docs/b4db34b4-c288-dd11-92da-001cc4696bcc
Review Markings:
Margaret P. Grafeld
Declassified/Released
US Department of State
EO Systematic Review
22 May 2009
Markings: Margaret P. Grafeld Declassified/Released US Department of State EO Systematic Review 22 May 2009